

**To:** Gilbreath, Jan[Gilbreath.Jan@epa.gov]; Smith, Claudia[Smith.Claudia@epa.gov]  
**Cc:** Rothery, Deirdre[Rothery.Deirdre@epa.gov]; Morales, Monica[Morales.Monica@epa.gov]  
**From:** Ostendorf, Jody  
**Sent:** Wed 1/6/2016 7:13:58 PM  
**Subject:** Re: U&O FIP: Staff Level Drafts

Hi Jan,

## Ex. 5 - Deliberative Process

Thank you,

Jody

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**From:** Ostendorf, Jody  
**Sent:** Monday, December 28, 2015 4:21 PM  
**To:** Gilbreath, Jan; Smith, Claudia  
**Cc:** Rothery, Deirdre; Morales, Monica  
**Subject:** RE: U&O FIP: Staff Level Drafts

Thanks for this information Jan.

I have a clarifying question based on my review of the CRA guidance located here:

<http://intranet.epa.gov/actiondp/documents/craguidance15-10-15.pdf>

“The CRA exempts the following types of rules from the definition of rule:

Rules of particular applicability, which are rules that name the specific entities that are subject to the rule. For example, a rule that names and imposes a requirement on only Acme Manufacturing is a rule of particular applicability.”

## Ex. 5 - Deliberative Process

Please let us know your thoughts, thank you!

Jody

Jody Ostendorf

State Implementation Plan Program Manager

Uinta Basin Project Coordinator

Air Quality Planning Unit (8P-AR)

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Denver, CO 80202-1129

303.312.7814

**From:** Gilbreath, Jan

**Sent:** Tuesday, December 22, 2015 1:07 PM

**To:** Smith, Claudia <Smith.Claudia@epa.gov>

**Cc:** Rothery, Deirdre <Rothery.Deirdre@epa.gov>; Ostendorf, Jody <ostendorf.jody@epa.gov>;  
Morales, Monica <Morales.Monica@epa.gov>

**Subject:** RE: U&O FIP: Staff Level Drafts

Claudia,

Thanks very much for sending this. I'll start taking a look tomorrow.

## Ex. 5 - Deliberative Process

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By the way, there used to be an OGC attorney who specialized in CRA provisions, but she retired two weeks ago. Not sure who will take up that work in her absence.

Jan

**From:** Smith, Claudia

**Sent:** Monday, December 21, 2015 5:24 PM

**To:** Gilbreath, Jan <[Gilbreath.Jan@epa.gov](mailto:Gilbreath.Jan@epa.gov)>

**Cc:** Rothery, Deirdre <[Rothery.Deirdre@epa.gov](mailto:Rothery.Deirdre@epa.gov)>; Ostendorf, Jody <[ostendorf.jody@epa.gov](mailto:ostendorf.jody@epa.gov)>;  
Morales, Monica <[Morales.Monica@epa.gov](mailto:Morales.Monica@epa.gov)>

**Subject:** U&O FIP: Staff Level Drafts

Jan,

As promised last week, attached are some recent staff level drafts of the proposed Federal Register Notice and Technical Support Document for the Federal Implementation Plan for Existing Oil and Natural Gas Well Production Facilities on the Uintah and Ouray Indian Reservation in Utah, Docket ID EPA-R08-OAR-2015-0709, so that you can familiarize yourself with the proposed rulemaking. Please keep in mind that we are still in the process of addressing internal regional and headquarters staff level comments.

If you have any questions, feel free to contact me.

Thank you,

Claudia

Claudia Young Smith

Environmental Scientist

US EPA Region 8 Air Program

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<http://www2.epa.gov/caa-permitting/caa-permitting-epas-mountains-and-plains-region>

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